

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

JULIAN REYES
Plaintiff,

v.

CITY OF AUSTIN
Defendant.

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CIVIL ACTION NO. 1:21-cv-0992-RP

DEFENDANT’S PRE-TRIAL SUBMISSIONS

TO THE HONORABLE ROBERT PITMAN, UNITED STATES DISTRICT JUDGE:

Defendant City of Austin files these pre-trial documents pursuant to Local Rule CV-16(e) and the scheduling order in this case:

- I. Joint Stipulation of Facts
- II. Defendants’ Exhibit List
- III. Witness List
- IV. Defendants’ Proposed Findings of Fact and Conclusions of Law
- V. Estimated Length of Trial

I. Joint Stipulation of Facts

None at this time. The parties will continue to evaluate potential stipulations and will supplement the pre-trial submissions accordingly.

II. Defendant’s Exhibit List

A. Expected Exhibits

NO.	DESCRIPTION	OFFERED (Y/N)	OBJECTION (Y/N)	ADMITTED (Y/N)
D-1.	COA 0001-0021- GO 19-3090412			
D-2.	COA 3148-3150 IA 2020-0154			
D-3.	COA 9332-9342 APD Retention Schedule			

NO.	DESCRIPTION	OFFERED (Y/N)	OBJECTION (Y/N)	ADMITTED (Y/N)
D-4.	COA 0058-0059 - Arrest Affidavit 19-3090412			
D-5.	Affidavit of Richard Jennings – APD Internal Affairs			
D-6.	COA 0049-0054 - CAD 21-2970640			
D-7.	COA 0022-0042 - GO 21-2970640			
D-8.	GO 21-2970640 – Spitler BWC 21-2970640			
D-9.	COA 2828-2830 - Arrest Affidavit 21-2970640			
D-10.	COA 3200-3201- IA 2021-1084			
D-11.	COA 3202-3204 – IA 2021-1095			
D-12.	Affidavit of Ashley Edwards – APD Training Division			
D-13.	COA 3049-3052- SW Affidavit 21-2970640			
D-14.	COA 2387-2408 - GO 20-0340571			
D-15.	COA 6553 200330774 McCameron BWC			
D-16.	COA 3037(C) 200710611 Visi BWC			
D-17.	COA 3163-3165 – IA 2020-1164			
D-18.	COA 3138-3141 – IA 2020-0135			
D-19.	COA 2409-2420 GO 20-380587			
D-20.	COA 3036(A) 200380587 Holland BWC			
D-21.	COA 3144-3147- IA 2020-0153			
D-22.	COA 2430-2458 - GO 20-1711715			
D-23.	COA 3038(B) Larned BWC 20-1711715			
D-24.	COA 3237-3240 – IA 2022-1047			
D-25.	COA 2656-2671 GO 22-2350929			
D-26.	COA 3041(A) Ramos BWC 22-2350929			
D-27.	COA 3229-3230 – IA COA 3229-3230			
D-28.	COA 2718-2733 GO 23-70037			
D-29.	COA 3045 (A) Pierron BWC 23-70037			
D-30.	COA 3045 (B) Pierron BWC 23-70037			
D-31.	COA 9848-9849- IA 2023-0222			
D-32.	COA 6066 (K) Tuminelli BWC 23-1651442			
D-33.	COA 6029-6065 GO 23-1651442			
D-34.	COA 6066 (T) Smart BWC 23-1651442			

NO.	DESCRIPTION	OFFERED (Y/N)	OBJECTION (Y/N)	ADMITTED (Y/N)
D-35.	COA 9467-9478 GO 23-3570148			
D-36.	COA 9467-9478 Yarger BWC 23-3570148			
D-37.	COA 9479-9507 GO 24-681181			
D-38.	COA 9878 Juusola BWC 24681181			
D-39.	Affidavit of Daniel Ellis Affidavit – OPO Complaint Supervisor			
D-40.	Declaration of Robin Henderson – APD Interim Chief of Police			
D-41.	Turner v. Driver Training Bulletin			
D-42.	Plaintiff’s Responses to Interrogatories			
D-43.	COA 3231-3233 IA 2022-1044			
D-44.	Affidavit of Renee Moore – APD Records Custodian			
D-45.	COA 1782-1798 GO Report 2014-1530165			
D-46.	GO Report Narratives (Not arrested) (Ex 2 Doc 50)			
D-47.	COA 2196-2213 GO Report 19-41140			
D-48.	Affidavit of Brandon Gilstrap			
D-49.	COA 0972-0974 APD GO 302			

III. Defendant’s Witness List

The witnesses listed below have previously been identified to all parties.

A. May call:

- Eric Miesse, Assistant Chief, Austin Police Department
- Det. Gadiel Alas, Austin Police Department
- Patrick Walsh,
- Det. Travis Larned, Austin Police Department
- Det. Richard Spitler, Austin Police Department
- Lt. Christopher Juusola, Austin Police Department
- Det. Daniel McCameron, Austin Police Department
- Joshua Visi,
- Officer Lewis Holland, Austin Police Department
- Officer Jay Ramos, Austin Police Department
- Officer Jackson Pierron, Austin Police Department
- Det. Thomas Tuminelli, Austin Police Department
- Officer Gavin Smart, Austin Police Department
- Sgt. Brian Yarger, Austin Police Department

- Defendant may call any and all witnesses identified by Plaintiff.

IV. Defendant's Proposed Findings of Fact and Conclusions of Law

Attached as Exhibit A.

V. Estimated Length of Trial

Defendant estimates that the trial of this case will require two days.

RESPECTFULLY SUBMITTED,

DEBORAH THOMAS, INTERIM CITY ATTORNEY
MEGHAN L. RILEY, LITIGATION DIVISION CHIEF

/s/ H. Gray Laird III
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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

This is to certify that I have served a copy of the foregoing on all parties or their attorneys of record, in compliance with the Federal Rules of Civil Procedure, this the 5th day of December, 2024.

/s/ H. Gray Laird III
H. GRAY LAIRD III